

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF VERMONT**

RICHARD GRAJEDA, III,	)	
	)	Case No. 2:20-cv-00165-cr
Plaintiff,	)	
	)	
v.	)	
	)	
VAIL RESORTS INC.,	)	
VAIL MANAGEMENT COMPANY, and	)	
OKEMO LIMITED LIABILITY	)	
COMPANY d/b/a OKEMO MOUNTAIN	)	
RESORT,	)	
	)	
Defendants.	)	

**DECLARATION OF KRISTEN L. FERRIES IN SUPPORT OF  
DEFENDANTS' MOTION TO LIMIT THE TESTIMONY OF  
PLAINTIFF'S EXPERT DICK PENNIMAN**

I, Kristen L. Ferries, declare as follows:

1. I am an attorney duly licensed to practice law before all the courts in the State of Colorado and New York, and have been admitted *pro hac vice* in the above-captioned matter by the United States District Court for the District of Vermont. (ECF No. 59.) I am an attorney of record for Defendants in the above-captioned matter.
2. I have personal knowledge of the facts set forth in this Declaration, and if called upon to do so by this Court, I could and would testify competently thereto.
3. Attached as Exhibits A-C to this Declaration are true and correct copies of the following documents:

- **Exhibit A:** Curriculum Vitae, Dick Penniman, dated December 1, 2020.
- **Exhibit B:** Expert Opinion Report by Dick Penniman, dated October 13, 2021.
- **Exhibit C:** Excerpts from the Deposition of Dick Penniman.

I declare under penalty of perjury under the laws of the State of Colorado that the foregoing is true and correct.

Executed this 1st day of June 2022.

Kristen L. Ferries  
Kristen L. Ferries  
Wheeler Trigg O'Donnell LLP  
*Attorney for Defendants Vail Resorts Inc., Vail Resorts Management Company, and Okemo Limited Liability Company d/b/a Okemo Mountain Resorts*